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I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, IN AN ENVELOPE ADDRESSED TO ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231 ON:

Oct 22, 2001

(DATE OF DEPOSIT)

David D. Egan

Oct 22, 2001

(DATE OF SIGNATURE)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
WALTER J. KELLY, et al. )  
Serial No.: 09/717,767 )  
Filed: November 21, 2000 ) Examiner: Unknown  
For: TWO PIECE OUTER BELT ) Group Art Unit: 3634  
WEATHERSTRIP ) Atty. Dkt. No. 5709-159

PETITION UNDER 37 C.F.R. 1.47(a)

Assistant Commissioner  
for Patents  
Washington, D. C. 20231

Honorable Sir:

By and through their attorney and pursuant to 37 C.F.R. 1.47(a), applicants petition the Assistant Commissioner for Patents to accept the enclosed Inventors' Declaration and Power Attorney executed by two of the three named inventors of the above-referenced patent application so that application may be made on behalf of the two inventors and the non-signing inventor.

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Joint inventors Walter K. Kelly and Anthony W. Loe have joined in this application and Christopher L. Kesh has failed or refused to execute the Inventors' Declaration at the present time.

As support for such Petition, applicants' attorney states that all three inventors executed an Assignment in favor of GenCorp Inc. on November 9, 2000. Such Assignment was then recorded on January 12, 2001 in the records of the United States Patent and Trademark Office at Reel 011440, beginning at Frame 0826.

Subsequent to this time, Christopher L. Kesh left the employ of GenCorp Inc.

On April 2, 2001, the undersigned forwarded a copy of the application for signature to one of the inventors, Dr. Walter J. Kelly and asked that he circulate the application for signature among the other two inventors. Dr. Kelly's signature was obtained at this time as well as the signature of Anthony W. Loe.

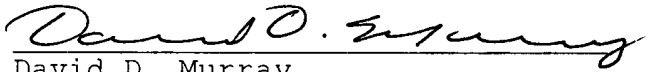
Dr. Kelly indicated to the undersigned that Mr. Kesh was not responding to phone calls nor executing the application and on June 25, 2001 and on August 7, 2001, the undersigned forwarded additional copies of the application and Declaration to Mr. Kesh for execution. At the present time, neither the application nor an executed Declaration has been returned to the undersigned by Mr. Kesh.

The last known address of Mr. Kesh is 3360 Pine Court,  
West Bloomfield, Michigan 48324.

A fee of \$130.00 accompanies this Petition. Should the  
fee be more or less, the Commissioner is authorized to charge  
or credit Deposit Account No. 23-1925. A duplicate copy of  
this Petition is enclosed for this purpose.

Grant of this Petition in order that both prosecution on  
the merits as well as allowance of this application may occur  
without the signature and joinder of joint inventor Christopher  
L. Kesh is respectfully requested.

Respectfully submitted,

  
David D. Murray  
Registration No. 28,647

Brinks Hofer Gilson & Lione  
P.O. Box 10395  
Chicago, IL 60610  
(734) 302-6000

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